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Attorneys for Defendant
GOOGLE LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ANIBAL RODRIGUEZ, et al. individually and
on behalf of all others similarly situated,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 3:20-CV-04688-RS

**DECLARATION OF EDUARDO E.
SANTACANA IN SUPPORT OF GOOGLE
LLC'S MOTION IN LIMINE RE
PLAINIFFS' IMPROPER DEMONSTRATIVES
AND ARGUMENT ON ACTUAL DAMAGES**

1 I, Eduardo E. Santacana, declare as follows:

2 **1.** I am a partner at Cooley LLP, counsel for Defendant Google LLC (“Google”) in this
3 action. I submit this declaration in support of Defendant Google LLC’s Motion *in Limine* Regarding
4 Plaintiffs’ Improper Demonstratives and Argument on Actual Damages.

5 **2.** I took the deposition of Plaintiffs’ damages expert, Michael Lasinski, on June 29,
6 2023. At the deposition, I asked Mr. Lasinski whether it would have been more appropriate to
7 multiply his actual damages calculation by a number of months, given the monthly payment
8 structure of the Ipsos Screenwise Panel on which Mr. Lasinski based his actual damages model.
9 Mr. Lasinski testified that his model of multiplying the number of class member devices by a single
10 \$3 payment was more appropriate. In addition, Mr. Lasinski testified that he was not aware of a
11 potential for class members’ actual damages to be “a lot higher” than he had calculated based on
12 his damages model. Attached hereto as **Exhibit A** is a true and correct copy of excerpts from Mr.
13 Lasinski’s deposition transcript reflecting the exchanges described above.

14 **3.** On July 24, 2025, the parties exchange draft demonstratives. Plaintiffs included
15 draft demonstratives for their damages expert, Michael Lasinski, which were watermarked as
16 drafts. On August 1, 2025, Plaintiffs provided a copy of these demonstratives without the
17 watermark. Attached hereto as **Exhibit B** is a true and correct copy of excerpts of the non-
18 watermarked version of the demonstratives provided by Plaintiffs.

19
20 I declare under penalty of perjury that the foregoing is true and correct to the best of my
21 knowledge.

22 Executed in San Francisco, California on August 8, 2025

23
24 /s/ Eduardo E. Santacana
25 Eduardo E. Santacana
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